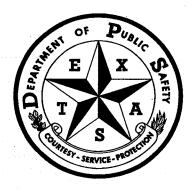
STATE OF TEXAS

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This is to certify that I, Tony Small, am employed by the Texas Department of Public Safety; that I am the Custodian of Motor Vehicle Crash Records for such Department; that the attached is a true and correct copy of the peace officer's report filed with the Crash Records Bureau referred to in the attached request with the crash date of 10/00 which occurred in 1000; that the investigations of motor vehicle crashes by peace officers are authorized by law; that this Texas Peace Officer's Crash Report is required by law to be completed and filed with this Department; that this report sets forth matters observed pursuant to duty imposed by law as to which matters there was a duty to report, or factual findings resulting from an investigation made pursuant to authority granted by law.

In Testimony Whereof, I hereunto set my hand and affix the Seal of the Department of Public Safety of the State of Texas. Done at my office, in the City of Austin, this _/8m day of ________, 2005.



Custodian of Crash Records

PLAINTIFF'S EXHIBIT

04-077183 FATAL #31

CASPER DEFICER CASE REDE CV-1900000 DOCUMENT 31m2	TO FACULDE LITTURE STEED AS ONE PARTIMENTE DE POUDLE SAFET CIPO ED X QUET ALUSTIN TX 78773-0350
PLACE WHERE ACCIDENT OF PRICED FATA	\ \ \ \ \ \ \ \ \ \ \ \ \ \ \ \ \ \ \
IF ACCIDENT WAS OUTSIDE CITY LIMITS, INDICATE FROM NEAREST TOWN	CORPUS CHRISTI SHOW ONLY IF INCITY LIMITS DO NOT WRITE
IF ACCIDENT WAS OUTSIDE CITY LIMITS, INDICATE FROM NEAREST TOWN N S E W ON	IN THIS SPACE
ROAD ON WHICH ACCIDENT OCCURRED 6700 PINTAIL DRIVE	CONST. YES SPEED ZONE X NO LIMIT 30 LCC.
BLOCK NUMBER STREET OR ROAD NAME ROUTE INTERSECTING STREET	MAMBER OR STREET CODE CONST. YES SPEED CODE
OR RR X'ING NUMBER STREET OR ROAD NAME ROUTE	NO LIMIT SEVERITY
NOT AT INTERSECTION 101 X FT. X C C OF	BALDPATE DRIVE / WILLEPOST OR NEAREST INTERSECTING NAMERED HIGHWAY.
	NE. SHOW NEAREST INTERSECTING STREET OR REFERENCE POINT FAT. REC. X -A.M. F EXACTLY NOON
DATE OF ACCIDENT DECEMBER 10, 2004 WEEK FRIDAY	HOUR 6:22 AM P.M. OR MONGHT, SO STATE.
UNIT NO. 1 - MOTOR VEHICLE VEHICLE VEHICLE	1B4HR48N82F104989 IF BODY STYLE = VAN OR BUS, INDICATE SEATING CAPACITY -
YEAR 2002 COLOR BLUE DODGE MODEL DURÂNG	D BODY 4 DOOR LICENSE 2005 TX N90SSG PLATE YEAR STATE NAMEER
DRIVER'S NAME LAST EIDST MIDDLE ADDRESS (STREET, CITY,	PHONE NUMBER 361-991-7768
DRIVER'S LICENSE DOB RAG	TEACHED
STATE NUMBER CLASS/TYPE MO DAY YR SPECIMEN TAKEN (ALCOHOL/DRUG ANALYSIS) 1-BREATH 2-BLOOD 3-OTHER 4-NONE 5-REFUSED ALCOHOL/DRUG RESULT	PEACE OFFICER, EMS DRIVER, FIRE FIGHTER ON EMERGENCY? YES NO
LESSEE OWNER X VETTERS, SHARON STOCKTON 6714 PINTAIL CORF	US CHRISTI TEXAS 78413 ADDRESS (STREET, CITY, STATE, ZIP)
NAME (ALWAYS SHOW, LESSEE IF LEASED, OTHERWISE SHOW OWNER) LIABILITY YES X	
INSURANCE NO USAA INSURANCE COMPANY NAME	004720980M71021 VEHICLE DAMAGE RATING N/A POLICY NUMBER
UNIT MOTOR VEHICLE X TRAIN PEDALCYCLIST NO. 2 TOWED PEDESTRIAN OTHER VEHIDENT N	IF BODY STYLE = VAN OR BUS, INDICATE SEATING CAPACITY
NO. 2 TOWED PEDESTRIAN OTHER MODEL YEAR COLOR MODEL MODEL & MAKE NAME	BODY LICENSE STYLE PLATE
DRIVER'S NAME	YEAR STATE NUMBER PHONE NUMBER
LAST FIRST MIDDLE ADDRESS (STREET, CITY, DOB RAW, STREET, CITY, DOB	
STATE NUMBER CLASS/TYPE MO DAY YR SPECIMEN TAKEN (ALCOHOL/DRUG ANALYSIS)	PEACE OFFICER, EMS DRIVER,
1-BREATH 2-BLOOD 3-OTHER 4-NONE 5-REFUSED ALCOHOL/DRUG RESULT	FIRE FIGHTER ON EMERGENCY? YES NO
OWNER NAME (ALWAYS SHOW, LESSEE IF LEASED, OTHERWISE SHOW OWNER)	ADDRESS (STREET, CITY, STATE, ZIP)
LIABILITY YES	VEHICLE DAMAGE RATING
INSURANCE NO INSURANCE COMPANY NAME	POLICYNUMBER
DAMAGE TO PROPERTY OTHER THAN VEHICLES NONE	s
OBJECT NAME AND ADDRESS OF OWN	
LIGHT CONDITION 4 WEATHER 1 SURFACE 1 1.DAY IGHT 1-CLOUDY 6-SMOKE 1-DRY	TYPE ROAD 1 DESCRIBE ROAD CONDITIONS (INVESTIGATOR'S OPINION) 1-BLACKTOP 2-CONCRETE
2-DAWN 2-RAINING 7-SLEETING 2-WET 3-DARK-NOT LIGHTED 3-SNOWING 8-HIGH WINDS 3-MUDDY	3-GRAVEL 4-SHELL
4-DARK-LIGHTED 4-FOG 9-OTHER 4-SNOW/ICY 5-DUSK 5-BLOWING DUST 5-OTHER 5-OTHER	SOIRT BOTHER DEC 15 '04 P
IN YOUR OPINION, DID THIS ACCIDENT RESULT IN AT LEAST \$1000.00 DAMAGE TO CHARGES FILED	ANY ONE PERSON'S PROPERTY? X YES NO
NONE	CITATION NAMBER
	CITATION
NAME CHARGE	PROBECTION OF NAMER
TIME NOTIFIED 12/10/04 6:42 AM HOW TELE	PHONE TIME ARRIVED AT 12/10/04 7:30 AM SCENE OF ACCIDENT DATE HOUR
TYPED OR PRINTED NAME OF INVESTIGATOR M. PENA	DATE REPORT MADE 12/10/04 IS REPORT COMPLETE? YES X NO
SIGNATURE OF INVESTIGATOR ID.	NO. 0535 DEPARTMENT CCPD DIST. / AREA
	146000 ×

. [SOLICITATION			JECTED	CODE FOR T	AIRBAG CODE HELMETUSE			CODE FOR INJURY SEVERITY			(COMPLETE IF CASHVITIES NOT IN MOTOR VEHICLE)							
	SEEKING PROFI	BENNS PROFESSIONAL EMPLOYMENT ASFOR AN ATTORNEY, Y-YES B. REPROFUSION OF THE PROFUSION OF T				RESTRAINT USED A SEATBELT & SHOULDER STRAP B - SEATBELT & AN O SHOULDER STRAP C - CHILD RESTRANT C - CHILD RESTRANT E - SHOULDER STRAP ORLY N-NONE S - LINGUISH F E			AGED WAGED	K-KILLED A-NCAPACITATING INJURY AGED B-NON INCAPACITATING C-POSSBLE INJURY			1 - BREATH + 1 - BREATH + 2 - BLOOD 3 - OTHER 4 - NONE 5 - REFUSED							
[ORY AGENC	Y. Y-OK TO SOLICIT N-NO S	OLICIT U-UNKN	TO DAMAGE	<u> </u>	S-LINKNOWN F WORN					3-12-042			\exists					
	DAMAGE RATING	•	NI/A	YES	X	VEHICLE REMOVED TO BY		8 BRATTON EYS TOWING												
	OCCUPANTS	COMPLE	N/A TE ALL DATA ON ALL OCCUPA	NTS' NAMES, PO	SITIONS, REST	RAINTS USED, ETC.				SOL	EJECTED	TYPE RESTRAINT	AIRBAG	HELMET	AGE	SEX	INJURY			
NO.	POSITION	NAME (LAST NAME FIRST) ADDR							SS					-		-	CODE			
2	DKIVEK	JLL	· · · · · · · · · · · · · · · · · · ·																	
3 4																				
5	UNIT NO.	2		T zauennie	TO DAMAGE	VEHICLE					<u> </u>		<u> </u>	<u> </u>		!	=			
	DAMAGE RATING			YES	X NO	REMOVED TO BY			·		· · ·				<u> </u>					
ITEM NO.	OCCUPANT'S POSITION	COMPL	ETE ALL DATA ON ALL OCCUP/ ER, IT IS NOT NECESSARY TO NAME (LAST NAM	SHOW ADDRESS	SITIONS, REST ES UNLESS KI	TRAINTS USED, ETC. LLED OR INJURED.	ADD	RESS		SOL.	Е ЈЕСТЕО	: TYPE RESTRAINT USED	AIRBAG	HELMET	AGE	SEX.	INJURY CODE			
6	DRIVER	SEE	FRONT							+	-	-	·	-						
. 7 8										1										
9 10										1										
	PEDEST PEDALCY ETC	CLIST	COMPLETE IF CASUAL CASUALTY NAME	(LAST NAME FIR	ST)	CAS		DRESS (STREET, CITY		2	SOL:	TYPE SPECIMEN TAKEN	RESULT:	HELMET	AGE 58	sex F	CODE			
11 12		RIAN	VETTERS, SHAR	ON STOC	KTON 6	/14 PINTAIL (JOKPU	S CHKISII II	-XAS /64.	13	N	4	14.	<u> </u>	36	<u>-</u> -				
	DISPOSITION OF KILLED OR INJURED TIME TIME ARRIVED RY NOTIFIED AT SCRIE												D NO	NO. ATTENDANTS INC. DRIVER						
	NUMBERS 11	SF	TAK POHN MEMORIAL	EN TO MEDICAL	. CENTE	R CCFD	EMS	BY				6:23 A	M E	5:32 A		2				
•	COMPLET		SECTION IF PERSON KIL	LED TIME OF DEATH	ITEM N	AMBER DATE O	F DEATH	TIME OF DEATH	f ittel	NUMBER	<u> </u>	DATE OF DE	АТН		TIME OF E	EATH				
	1:	1	12/11/04	2:57 AM										<u> </u>						
INVESTIGATOR'S NARRATIVE OPINION OF WHAT HAPPENED (ATTACHADDITIONAL SHEETS IF NECESSARY) IT IS BELIEVED THAT UNIT #1 WAS PARKED AND IN THE DRIVE DIAGRAM ONE WAY INDICATE NORTH										TWOWAY	WOWAY X DIVIDED									
	WAY WHEN IT SLIPPED INTO REVERSE. THE PEDESTRIAN																			
	ATTEMPTED TO GET BACK INTO THE VEHICLE AND PLACE IT IN PARK WHEN SHE WAS STRUCK BY THE VEHICLE. RESPONDING																			
•										ee Attached Diagram										
	WAS	NO IN	DICATION OF WHE										٠.							
	IHEP	EDES	I KIAN.																	
	FACTOR		CONDITIONS LISTED ARE	V 0 - NO CONTROL	0 - NO CONTROL OR INOPERATIVE			TRAFFIC CONTROL 5-TURN MARKS												
		UNIT 1 UNIT 1 UNIT 2 - UNIT 2 UNIT 2 - UNIT 2 - UNIT 2 - UNIT 2 - UNIT 2 UNIT 2 -						1 - OFFICER OR F 2 - STOP AND GO 3 - STOP SIGN	1 - OFFICER OR FLAGMAN 2 - STOP AND GO SIGNAL 3 - STOP SIGN			6 - WARNING SIGN 10 - NO PASSING ZONE 7 - RR GATES OR SIGNALS 11 - OTHER CONTROL 8 - YIELD SIGN								
	1. ANNAA							FALED TO YIELD ROW - YI	4 - FLASHING RED LIGHT ED TO YIELD ROW - YIELD SIGN				9 - CENTER STRIPE OR DANDER 58. PASSED ON RIGHT SHOULDER							
	2. ANMAL. 3. BACKED 4. CHANGE	2.1 DROVE WITHOUT HEADLIGHTS 40. FAT 3. BACKED WITHOUT HEADLIGHTS 41. FAT 3. BACKED WITHOUT SAFETY 22. FALED TO DRIVE IN SINGLE LAKE 42. FRE 4. CHANGED LAKE WHEN UNSAFE 23. FALED TO DRIVE IN SINGLE LAKE 42. FRE 5. DEFECTIVE OR NO HEADLIAMP 24. FALED TO GIVE HAF OF ROADWAY 43. FLE 6. DEFECTIVE OR NO STOP LAMPS 25. FALED TO BROVE HAF OF ROADWAY 43. FLE 7. DEFECTIVE OR NO TAIL LAMPS 26. FALED TO PASS TO ICEFT SAFETY 45. HAD 8. DEFECTIVE OR NO TURN SKINAL LAMPS 27. FALED TO PASS TO ICEFT SAFETY 46. HAN 9. DEFECTIVE OR NO THEN SERVILL LAMPS 27. FALED TO GIVE SKINAL OR GAVE WRONG SKINAL 47. ILL 10. DEFECTIVE OR NO VEHICLE BRAKES 29. FALED TO STOP AT IT ALCS 10. DEFECTIVE OR NO VEHICLE BRAKES 29. FALED TO STOP AT IT ALCS 10. DEFECTIVE STEPPING MARCHASS 21. FALED TO STOP FOR SCHOOL BUS 49. SAP							IGUED OR ASLEEP LITY ENARMS ACTION E IN VEHICLE E IN VEHICLE LILLOWED TOO CLOSELY DEED DRANKING DEED DRANKING DROCKPFED DRANKING			59, PEDESTRIAN FALED TO YIELD ROW TO VEHICLE 60, SPEEDING - UNSAFE (UNDER LIMIT) 61, SPEEDING - OVER LIMIT 67, TAKING METICATION (FOR AN IN NARRATIVE)								
	6. DEFECT 7. DEFECT 8. DEFECT											63. TURNED MERCHERLY - CUT CORNER ON LEFT 64. TURNED MERCHERLY - WIDE RIGHT 65. TURNED MERCHERLY - WYCHING LANE								
	10, DEFECT								ARED VISIBILITY (EXPLAIN IN NARRATIVE) ROPER START FROM PARKED POSITION ID NOT SECURED				66. TURNED WHEN UNSAFE 67. UNDER NIFLUENCE - ALCOHOL 68. UNDER NIFLUENCE - DRUG 69. WRONG SIDE - APPROACHING OR IN INTERSECTION							
	13. DEFECT 14. DISABLE 15. DISREG	13. DEFECTIVE TRALER HTCH 32. FALED TO YELD ROW - EMERGENCY VEHICLE 51. OFF 14. DISRABLED IN LINE OF TRAFFIC 33. FALED TO YELD ROW - OPEN INTERSECTION 52. OWN 15. DISREGARD STOP AND GO SIGNAL 34. FALED TO YELD ROW - PRIVATE DRIVE 53. OWN 15. DISREGARD STOP AND GO SIGNAL 34. FALED TO YELD ROW - PRIVATE DRIVE 53. OWN 16. DISREGARD STOP AND GO SIGNAL 34. FALED TO YELD ROW - PRIVATE DRIVE 17. DISREGARD STOP AND GO SIGNAL 34. FALED TO YELD ROW - PRIVATE DRIVE 18. DISREGARD STOP AND GO SIGNAL 34. FALED TO YELD ROW - PRIVATE DRIVE 18. DISREGARD STOP AND GO SIGNAL 34. FALED TO YELD ROW - PRIVATE DRIVE 18. DISREGARD STOP AND GO SIGNAL 34. FALED TO YELD ROW - PRIVATE DRIVE 18. DISREGARD STOP AND GO SIGNAL 34. FALED TO YELD ROW - PRIVATE DRIVE 18. DISREGARD STOP AND GO SIGNAL 34. FALED TO YELD ROW - PRIVATE DRIVE 18. DISREGARD STOP AND GO SIGNAL 34. FALED TO YELD ROW - PRIVATE DRIVE 18. DISREGARD STOP AND GO SIGNAL 34. FALED TO YELD ROW - PRIVATE DRIVE 18. DISREGARD STOP AND GO SIGNAL 34. FALED TO YELD ROW - PRIVATE DRIVE 18. DISREGARD STOP AND GO SIGNAL 34. FALED TO YELD ROW - PRIVATE DRIVE 18. DISREGARD STOP AND GO SIGNAL 34. FALED TO YELD ROW - PRIVATE DRIVE 18. DISREGARD STOP AND GO SIGNAL 34. FALED TO YELD ROW - PRIVATE DRIVE 18. DISREGARD STOP AND GO SIGNAL 34. FALED TO YELD ROW - PRIVATE DRIVE 18. DISREGARD STOP AND GO SIGNAL 34. FALED TO YELD ROW - PRIVATE DRIVE 18. DISREGARD STOP AND GO SIGNAL 34. FALED TO YELD ROW - PRIVATE DRIVE 18. DISREGARD STOP AND GO SIGNAL 34. FALED TO YELD ROW - PRIVATE DRIVE 18. DISREGARD STOP AND GO SIGNAL 34. FALED TO YELD ROW - PRIVATE DRIVE 18. DISREGARD STOP AND GO SIGNAL 34. FALED TO YELD ROW - PRIVATE DRIVE 18. DISREGARD STOP AND GO SIGNAL 34. FALED TO YELD ROW - PRIVATE DRIVE 18. DISREGARD STOP AND GO SIGNAL 34. FALED TO YELD ROW - PRIVATE DRIVE 18. DISREGARD STOP AND GO SIGNAL 34. FALED TO YELD ROW - PRIVATE DRIVE 1						OPENED DOOR INTO TRAP OVERSIZED LOAD OR VEH	NED DOOR INTO TRAFFIC PRIZED LOAD OR VEHICLE PRTAKE AND PASS INSUFFICIENT CLEARANCE				70. WRONG SIDE - NOT PASSING 71. WRONG SIDE - ONE WAY ROAD							
	17. DISREGARD TURN MARKS AT INTERSECTION 36. FALED TO YELD ROW - TO PEDESTRIAN 55. PARK 18. DISPECADO WARNING SIGN AT CONSTRUCTION 37. FALED TO YELD ROW - TURNING LEFT 56. PARK								RRED N TRAFFICLANE 74. OTHER FACTOR (WRITE ON LINE BELOW) RRED N TRAFFICLANE 74. OTHER FACTOR (WRITE ON LINE BELOW) RRED N TRAFFICLANE 74. OTHER FACTOR (WRITE ON LINE BELOW)											
	L																			

Drawn By M. Pena #535 Date Drawn 12/10/2004

Incident Date: 12/10/2004 Location: 6700 Pintail

04-077183 Scale Not to scale

